IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 8TH MARCH 2007 / 17TH PHALGUNA 1928

WP(C).No. 4110 of 2007(L)

RCP.21/2006 of RENT CONTROL COURT, CHALAKUDY
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PETITIONER:

ANTHONY, S/O.THEVAR MADOM JOHN,
KURUMPILAVU VILLAGE, THRISSUR TALUK.

BY ADV. SRI.RENJITH THAMPAN

RESPONDENT:

JOSE IPE,
S/O.CHAKKALAKKAL CHAKO, KAROOR DESOM,
ALOOR VILLAGE, MUKUNDAPURAM TALUK.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN & ANTONY DOMINIC, JJ.

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W.P(C) NO. 4110 OF 2007

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Dated this the 8th day of March, 2007

J U D G M E N T

P.R.Raman, J.

The grievance expressed by the petitioner herein is that the Rent Control Court has posted the IA 1433/06, which is a petition to set aside the Commission's Report along with the RCP,without passing any order in the IA. According to him, unless order is passed in the IA, it will prejudice the right to adduce evidence in the matter.

2. Heard.

3. In the view we are taking, it is not necessary to issue notice to the other side. Having considered the averments made in the writ petition and after considering the arguments, we find force in the contention. Accordingly, there will be a direction to the Rent Control Court, Chalakudy to pass orders in IA 1433/06 before final orders are passed in RCP 21/06.

Issue photocopy.

Writ petition is disposed of as above.

P.R.RAMAN, JUDGE.

ANTONY DOMINIC, JUDGE.

Rp